

A Partnership Including
Professional Corporations
600 13th Street, N.W.
Washington, D.C. 20005-3096
(202) 756-8000

Main Facsimile No. (202) 756-8087
 Facsimile Operator No. (202) 756-8090

Boston
 Chicago
 London
 Los Angeles
 Miami
 Moscow
 Newport Beach
 New York
 St. Petersburg
 Silicon Valley
 Vilnius
 Washington, D.C.

FAX RECEIVED

McDERMOTT, WILL & EMERY

MAY 07 2003

FACSIMILE

TECHNOLOGY CENTER 2800

FROM:

Attorney:	<u>Michael E. Fogarty</u>	Direct Phone:	<u>202-756-8379</u>
Attorney's E-Mail:	<u>mfogarty@mwe.com</u>		
Secretary:	<u>Rosanna Pasc</u>	Direct Phone:	<u>202-756-8392</u>
Client/Matter/Tkpr:	<u>43889-951-3328</u>	Date:	<u>May 7, 2003</u> Time Sent:
		Number of pages including this page:	
		<u>3</u>	

TO:

Name:	<u>Examiner Caridad M. Everhart</u>
Group Art Unit:	<u>2825</u>
Company:	<u>U.S. Patent & Trademark Office</u>
	Facsimile No. <u>703 872 9318</u>
	Contact No. _____

RE: U.S. Patent Application Serial No. 09/610,640
 For: APPARATUS AND METHOD FOR OPTICAL ...
 SEMICONDUCTOR DEVICE
 Attorney Docket No.: 43889-951

Applicants respectfully request that the attached page No. 30 be substituted for page 30 of the Amendment Under 37 CFR 1.111 filed with the USPTO on May 5, 2003. A copy of the date-stamped postcard is also attached.

Applicants have underlined the new matter which was presented in Claim 56 which underlining was inadvertently omitted in the Amendment filed on May 5, 2003.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.
 WDC99 754132-1.043889.0951

Serial No.: 09/610,640

calculating a change rate of a reflectance of the measurement light by dividing a difference between the respective reflectances of the measurement light in the presence and absence of said exciting light supplied to said semiconductor region by the reflectance of the measurement light in the absence of the exciting light;

wherein said exciting light is intermittently emitted at a frequency of 1 kHz or less in said step of supplying the exciting light.

56. (Amended) A method of manufacturing a semiconductor device [according to claim 49], said method comprising:

a first step of forming a substrate having a semiconductor region;

a second step of evaluating an optical property of said semiconductor region;

a third step of performing an etching process with respect to said semiconductor region;

and

a fourth step of controlling a condition for said etching process based on an optical property of said semiconductor region evaluated in said second step,

wherein dry etching [using] utilizing a plasma is performed in said third step.

62. (Twice Amended) A method of manufacturing a semiconductor device [according to claim 50], said method comprising:

a first step of forming a substrate having a semiconductor region;

a second step of evaluating an optical property of said semiconductor region;

a third step of performing an etching process with respect to said semiconductor region;

and

Applicant Koji ERIGUCHI, et al.Docket No. 43889-951Title: APPARATUS AND METHOD FOR OPTICAL EVALUATION, APPARATUS AND METHOD FOR MANUFACTURING SEMICONDUCTOR DEVICE, AND SEMICONDUCTOR DEVICEDate Sent 5/5/2003 Hand Carried Fax ElectronicSerial/Reg./Patent No. 09/610,640 Transmittal Letter Cert. of Mailing Express Mail No. New Patent App Utility Design Cont. CIP Div. PCT CPA RCE Prov Other: _____ Letter submitting _____ pages of drawings Req. for Approval of Drawing Amendments Req. for Oral Hearing Not. of Appeal Appeal Brief Reply Brief Rule 312 Amendment/Letter Req. for Acknowledgement of Cited Art Issue Fee Publication Fee Req. for Certificate of Correction Maintenance Fee for _____ years after grant Fee Address Indication Form Terminal Disclaimer Petition to Commissioner Status Inquiry Other Translations 8-296592; 8-350612; 9-015382; 9-189841 Small Entity Large Entity Declaration/Power of Attorney Recordation of Assignment/Security Agreement Information Disclosure StatementForm PTO 1449copies of cited references Preliminary Amendment Response to Missing Parts Notice Resp. to Notice to Correct App. Papers Certified Copy of Priority Doc. Claim for Convention Priority Response/Amendment to Office Action of Request for month Extension of Time

4FEB03

Check for \$	<input type="checkbox"/> Charge Deposit Acct. 500417\$	0	Atty Init.	MEP	Tkpr. #	3328	Secy. or PL:	RRPass
--------------	--	---	------------	-----	---------	------	--------------	--------

CMS Descrip.: _____

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

FAX RECEIVED

MAY 07 2003

TECHNOLOGY CENTER 2800